

Docket No.: 2565-0236P  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Toru SORIMACHI et al.

Allowed: September 29, 2006

Application No.: 09/936,570

Confirmation No.: 8713

Filed: December 6, 2001

Art Unit: 2134

For: ENCRYPTOR, ENCRYPTING METHOD,  
DECRYPTOR, DECRYPTING METHOD, AND  
COMPUTER READABLE RECORDING  
MEDIUM HAVING PROGRAM STORED  
THEREIN

Examiner: E. C. Tran

**PETITION TO WITHDRAW APPLICATION FROM  
ISSUE PURSUANT TO 37 CFR 1.313 (c) (1-3)**

MS Post Issue  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue.

It is requested that the above-mentioned application be withdrawn from Issue for the following reason:

☐ Unpatentability of one or more claims, which petition must be accompanied by an unequivocal statement that one or more claims are unpatentable, an amendment to such claim or claims, and an explanation as to how the amendment causes such claim or claims to be patentable (37 C.F.R. § 1.313(c)(1));

Birch, Stewart, Kolasch & Birch, LLP

DRA/JWR/cln

Submission date: 02/28/2007 CKHLOK  
02/28/2007 HUONG1 00000046 022448 09936570  
02/28/2007 130.00 CR

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☒ Consideration of a request for continued examination in compliance with § 1.114 (37 C.F.R. § 1.313(c)(2)); or

☐ Express abandonment of the application. Such express abandonment may be in favor of a continuing application (37 C.F.R. § 1.313(c)(3)).

Identification of Specific Defect

Applicants respectfully submit that it is necessary to withdraw the present application from issue in order for the Examiner to consider new references cited by the JPO in the corresponding Japanese patent application after payment of the Issue Fee.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: February 26, 2007

Respectfully submitted,

By

for D. Richard Anderson

Registration No.: 40,439

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